

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

LABORERS' PENSION FUND and)
LABORERS' WELFARE FUND OF THE)
HEALTH AND WELFARE DEPARTMENT)
OF THE CONSTRUCTION AND GENERAL)
LABORERS' DISTRICT COUNCIL OF)
CHICAGO AND VICINITY, and JAMES S.)
JORGENSEN, Administrator of the Funds,)
Plaintiffs,) Case No. 08 cv 4122
v.)
SANDSMITH CONSTRUCTION INC., an)
Illinois corporation,)
Defendant.) Judge Pallmeyer

NOTICE OF VOLUNTARY DISMISSAL

NOW COME Plaintiffs, Laborers' Pension Fund and Laborers' Welfare Fund of the Health and Welfare Department of the Construction and General Laborers' District Council of Chicago and Vicinity and James S. Jorgensen, Administrator of the Funds, by and through their attorneys, Patrick T. Wallace, Jerrod Olszewski, Christina Krivanek, and Amy N. Carollo, and Charles Ingrassia, and hereby file this Notice of Voluntary Dismissal dismissing this matter without prejudice pursuant to Fed. R. Civ. P. 41(a)(1).

Date: September 3, 2008

Respectfully submitted,
Laborers' Pension Fund, et al.

By: /s/ Christina Krivanek

Christina Krivanek
Office of Fund Counsel
Laborers' Pension and Welfare Funds
111 West Jackson, Suite 1415
Chicago, IL 60604
(312) 692-1540

CERTIFICATE OF SERVICE

The undersigned certifies that she served this Notice of Voluntary Dismissal by mailing a copy to the addressee below and depositing same in the U.S. Mail at 111 W. Jackson Blvd., Chicago, Illinois 60604 on September 3, 2008 with proper postage prepaid.

Sandsmith Construction
c/o Michelle Ringold
2907S. Wabash # 105
Chciago, IL 60616

/s/ Christina Krivanek

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ORDER

This matter having come to be heard on the Plaintiffs Notice of Voluntary Dismissal
dismissing this matter without prejudice pursuant to Fed. R. Civ. P. 41(a)(1);

IT IS HEREBY ORDERED that this matter is dismissed without prejudice.

ENTER:

The Honorable Judge Rebecca R. Pallmeyer
United States District Court Judge

Dated: _____